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6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE DISTRICT OF ARIZONA  
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9 AJF Custom Homes, LLC,

10 Plaintiff,

11 vs.

12 American Family Mutual Insurance)  
13 Company,

14 Defendant.  
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No. CV 09-1690-PHX-JAT

**ORDER**

17 On September 9, 2009, the Court ordered Defendant to file an amended notice of  
18 removal that properly alleged federal subject matter jurisdiction. (Doc. #10). When pleading  
19 diversity jurisdiction and one of the parties is an LLC, the party must plead the citizenship  
20 of each member of the LLC. *See Johnson v. Columbia Properties Anchorage*, 437 F.3d 894,  
21 899 (9th Cir. 2006)(discussing citizenship of limited liability companies).

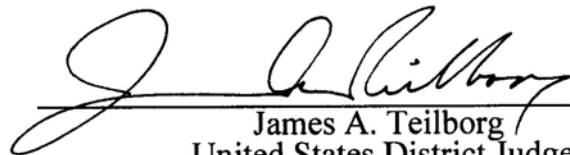
22 Defendant filed an Amended Notice of Removal on September 22, 2009. (Doc. #12).  
23 The Amended Notice alleges complete diversity of the parties and alleges that the  
24 member/manager of the Plaintiff LLC, AJF Custom Homes, LLC, is Alan J. Fernandez with  
25 “an address of P.O. Box 27705, Scottsdale, Arizona 85255.” (Doc. #12, p. 2). As the Court  
26 informed Defendant at today’s Rule 16 Scheduling Conference, a P.O. Box does not establish  
27 a person’s residency, let alone citizenship.  
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1 The Court therefore finds that the Amended Notice of Removal again fails to  
2 sufficiently plead jurisdiction. Defendant did not seek leave to file another Amended Notice  
3 of Removal at the Scheduling Conference, and, as stated in its earlier Order, the Court will  
4 not sua sponte grant Defendant further leave to do so.

5 Accordingly,

6 **IT IS ORDERED** remanding this case to state court for lack of federal jurisdiction.

7 DATED this 5th day of October, 2009.

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11 James A. Teilborg  
12 United States District Judge  
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